

## **SPECIAL MEETING OF BERKELEY COUNTY COUNCIL**

**Chairman:** Mr. James H. Rozier, Jr., Supervisor  
**Vice Chairman:** Mr. William E. Crosby, District No. 3

A **SPECIAL MEETING OF BERKELEY COUNTY COUNCIL** was held on **Monday, November 10, 2003**, in the Assembly Room of the Berkeley County Office Building, 223 North Live Oak Drive, Moncks Corner, South Carolina, at 8:46 p.m.

PRESENT: Mr. James H. Rozier, Jr., Supervisor, Chairman; Mrs. Judith K. Spooner, Council Member District No. 2; Mr. William E. Crosby, Council Member District No. 3; Mr. Dennis L. Fish, Council Member District No. 5; Mrs. Judy C. Mims, Council Member District No. 6; Mr. Caldwell Pinckney, Jr., Council Member District No. 7; Mr. Steve C. Davis, Council Member District No. 8; Mr. D. Mark Stokes, County Attorney; and Ms. Barbara B. Austin, Clerk of County Council. Mr. Milton Farley, Council Member District No. 1, and Mr. Charles E. Davis, Council Member District No. 4, were excused from the meeting.

Pursuant to the Freedom of Information Act, notice of the meeting date, time, place and agenda was posted on the bulletin board at the entrance of the County Office Building, 223 N. Live Oak Drive, Moncks Corner, South Carolina, the Berkeley County Library, and mailed to the newspapers, radio stations, television stations and concerned citizens.

Chairman Rozier called the meeting to order and stated the Invocation and Pledge of Allegiance to the Flag of the United States of America had been delivered earlier that evening.

### **SECOND READING:**

1. **Bill No. 03-71**, an **Ordinance** to amend the Budget of the **Berkeley County Special Fire Tax District**, Ordinance Number 03-06-37, by providing for distribution other than those previously approved and to further clarify other matters relating thereto.

It was moved by Council Member Crosby and seconded by Council Member Mims to approve the Second Reading of Bill No. 03-71. This motion was passed by unanimous voice vote of Council.

### **FIRST READING:**

1. **Bill No. 03-76**, an **Ordinance** authorizing economic development incentives, including a lease purchase agreement, between Berkeley County, South Carolina, and **BP Amoco Chemical Company**, whereby Berkeley County will enter into

an arrangement for payments in lieu of property. [Recommended by Committee on Finance.]

Chairman Rozier **read** the **title** of **Bill No. 03-76** into the record for **First Reading**, and stated it would be forwarded to the Committee on Finance for review prior to second reading.

It was moved by Council Member Fish and seconded by Council Member Spooner to enter into Executive Session for the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege. This motion was passed by unanimous voice vote of the Council.

Council entered into Executive Session at 8:50 p.m., and returned to Special Session at 9:55 p.m.

Mr. D. Mark Stokes, County Attorney, stated Council went into Executive Session for the reason stated in the motion. No formal action was taken.

It was moved by Council Member Fish and seconded by Council Member Spooner that a letter be sent from the County Attorney or Finance requesting documentation from the Clerk of Court to be submitted as soon as possible to support all the accounts identified in that office. The motion passed by unanimous voice vote of Council, with Council Member Mims voting "Nay".

It was moved by Council Member Crosby and seconded by Council Member Fish to adjourn the Special Meeting of County Council. The motion was passed by unanimous voice vote of the Council.

Meeting adjourned at 9:58 p.m.

December 8, 2003  
Date Approved

**NOTICE OF SPECIAL MEETING OF BERKELEY COUNTY COUNCIL**

Chairman: Mr. James H. Rozier, Jr., Supervisor  
Vice Chairman: Mr. William E. Crosby, District No. 3

Members: Mr. Milton Farley, District No. 1  
Mrs. Judith K. Spooner, District No. 2  
Mr. Charles E. Davis, District No. 4  
Mr. Dennis L. Fish, District No. 5  
Mrs. Judy C. Mims, District No. 6  
Mr. Caldwell Pinckney, Jr., District No. 7  
Mr. Steve C. Davis, District No. 8

There will be a **Special Meeting** of **BERKELEY COUNTY COUNCIL** on **Monday November 10, 2003**, in the Assembly Room, Berkeley County Office Building, 223 N. Live Oak Drive, Moncks Corner, South Carolina, following the meeting of the Committee on Finance, the Committee on Land Use, the Committee on Water and Sanitation, the Committee on Public Works and Purchasing, the Committee on Planning and Development, and the Committee on Justice and Public Safety at **6:00 p.m.**

**CALL TO ORDER**

**INVOCATION**

**PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA**

**PUBLIC DISCUSSION** – Requests to be heard must be made prior to Call to Order and comments must be limited to Agenda items being considered for final action.

**EXECUTIVE SESSION** to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the county; or the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the County in other adversary situations involving the assertion against the County of a claim.

**CHAIRMAN OF COUNTY COUNCIL**

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**FIRST READING:**

1. **Bill No. 03-76**, An **Ordinance** authorizing economic development incentives, including a lease purchase agreement, between Berkeley County, South Carolina, and **BP Amoco Chemical Company**, whereby Berkeley County will enter into an arrangement for payments in lieu of property  
[Recommended by Committee on Finance]

**UNFINISHED BUSINESS**

**NEW BUSINESS**

**ANNOUNCEMENTS**

**ADJOURNMENT**

**EXECUTION OF DOCUMENTS BY COUNCIL**

**PUBLIC DISCUSSION**

November 5, 2003  
S/Barbara B. Austin  
Clerk of County Council